IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 24TH JULY 2007 / 2ND SRAVANA 1929

Bail Appl..No. 4442 of 2007()

CRIME NO.225/07 OF THE NJARACKAL POLICE STATION

PETITIONER/1ST ACCUSED:

SUMESH, AGED 27 YEARS,
S/O. RANI, KADUVANGASSERY HOUSE, MUNAMBAM KARA,
PALLIPURAM VILLAGE, KOCHI TALUK.

BY ADV. SRI.B.PREMOD

RESPONDENTS: COMPLAINANT:

THE CIRCLE INSPECTOR OF POLICE,
NJARACKAL, REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY P.P. SRI.S.U.NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 4442 of 2007

Dated this the 24th day of July, 2007

ORDER

Application for regular bail. The petitioner faces allegations, inter alia, under Secs.326 and 307 read with Sec.149 of the IPC. The facts have been adverted to in detail in the order dated 29/6/07 in B.A.No.3949/07. That application for bail filed by the petitioner was dismissed with observations. The petitioner remains in custody from 4/5/07. Investigation has made much progress.

2. The learned Public Prosecutor does not oppose the application seriously now. Appropriate conditions may be imposed in the interests of a fair, efficient and expeditious investigation, submits the learned Public Prosecutor.

3. I am satisfied, in the facts and circumstances indicated above, that this is a fit case where the petitioner can now be enlarged on bail subject to appropriate conditions.

4. <u>In the result:</u>

(a) The application is allowed.

(b) The petitioner shall be released on bail on the following terms and conditions:

(i) The petitioner shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of three months from the date of his release.

(iii) The petitioner shall not enter the jurisdiction of the Njarackal Police Station during the said period of three months, except for the purpose of complying with Condition No.(ii) above.

(R. BASANT, JUDGE)

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